

IT IS SO ORDERED.

Dated: 4 March, 2020 11:06 AM



Jessica E. Price Smith

JESSICA E. PRICE SMITH
UNITED STATES BANKRUPTCY JUDGE

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO
CLEVELAND DIVISION

In Re:

Case No. 19-17543

Heather Marie Banhidy

Chapter 13

Debtor(s).

Judge Jessica E. Price Smith

AGREED ORDER RESOLVING IN REM MOTION OF U.S. BANK TRUST NATIONAL ASSOCIATION, AS TRUSTEE OF THE TIKI SERIES III TRUST FOR RELIEF FROM STAY AND FOR ORDER UNDER 11 U.S.C. §362(d)(4) WHICH UPON RECORDATION SHALL BE EFFECTIVE AGAINST DEBTOR, THE ESTATE OF CO-DEBTOR STEPHEN F BANHIDY, AND ANY PARTY TO WHOM THEY MAY TRANSFER THE REAL PROPERTY LOCATED AT 27226 COOK ROAD, OLMSTED FALLS, OH 44138 FOR TWO YEARS

US Bank Trust National Association, as Trustee of the Tiki Series III Trust (USB) for In Rem relief from the stay as docket 28, in regard to the property located at 27226 Cook Road, Olmsted Falls, OH 44138, and the Court having jurisdiction over the subject matter:

IT IS, THEREFORE ORDERED that beginning with the first plan payment due after the filing of this instant matter, the Debtor shall commence making timely plan payments, which payments include the payment due USB for the monthly mortgage payments, such that the Trustee is the disbursing agent for the mortgage payments, and continue to do so throughout the pendency of this instant bankruptcy;

IT IS, FURTHER ORDERED that a plan payment is considered timely if the full monthly plan payment is tendered to the office of the Chapter 13 Trustee Lauren A. Helbling on or before the tenth (10th) day of each month;

IT IS, FURTHER ORDERED that if the Chapter 13 Trustee fails to receive a timely post-petition plan payment, and the Debtor thereafter, after notice from USB, fails to cure the one month default within fourteen (14) days of notice, the automatic stay shall be terminated without further order of Court, as to USB, its principals, agents, successors and/or assigns as to the real property identified above identified above, upon the filing of notice of same with the Clerk of the Court;

IT IS, FURTHER ORDERED in the event the instant bankruptcy proceeding is converted to Chapter 7, dismissed or discharged, this Order shall be terminated and have no further force or effect.

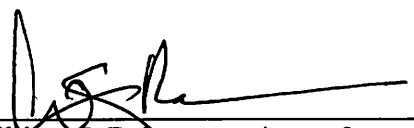
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SUBMITTED AND APPROVED BY:

/s/ Jon J. Lieberman

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